

CLERK: 25 ayes, 0 nays on the motion to adopt.

SPEAKER LUEDTKE: The Koch amendment number 1 is adopted. Take up the next amendment.

CLERK: The next amendment is again offered by Senator Koch identified as number 2 and found on page 1533 of the Legislative Journal.

SPEAKER LUEDTKE: Chair recognizes Senator Koch.

SENATOR KOCH: Mr. President, members of the body. As we all know, state aide does to a considerable degree based upon your evaluation of your respective school districts. You also know that the counties, 70 some of them are under the process of reevaluating property. This has an affect upon schools as you compute state aide. I made a commitment to those school systems where this is happening that I would put in what we generally refer to as a whole harmless clause. It particularly affects some of your larger high schools in the state of Nebraska. What I'm saying in this amendment is that providing this piece of legislation becomes law, that the fiscal year of '78-79, those school districts would not receive less state aide than they would receive in the fiscal year '77-78 based upon the money received. One further provision is that in case this Legislature did not meet the \$20 million, they would have to meet several million dollars that would be need to be appropriated so that these schools would receive no less than they had received during the fiscal year '77-78. I call this amendment the whole harmless basically because the problems we have with assessors and the reevaluations of property across the state of Nebraska. I ask for the adoption of the amendment.

SPEAKER LUEDTKE: Chair recognizes Senator Murphy.

SENATOR MURPHY: Question of Senator Koch.

SPEAKER LUEDTKE: Senator Koch, will you respond?

SENATOR KOCH: Yes, Sir.

SENATOR MURPHY: Senator Koch, there have been some districts which have experienced some rather sizable enrollment decreases. Do you feel this amendment is going to retain funds despite an enrollment decrease which normally would affect your other computations under this law?

SENATOR KOCH: You use your preceeding years ADM, Senator Murphy, so that would not be applicable but the law is passed. This fiscal year coming up, you see, would be using this last years ADM. There would possibly be some benefit to a few schools but I don't believe those schools are decreasing that fast in terms of enrollment. It's pretty hard to put in an amendment, I believe, that would try to take care of possibly that subject matter. I think you know and I'll name the places, Senator Murphy, that I'm concerned with. I'm concerned with Fremont, as one, who's undergone or is going to be certifying a new evaluation, Hastings, North Platte, Kearney, those are mainly schools that are undergoing this process and they are the ones who are concerned. Until all counties be reappraised supposedly by 1979, I think that this is fair for all of us. I do agree with you, there could be a